

**STATEMENT UNDER 37 CFR 3.73(b)**Applicant/Patent Owner: Michael BaiApplication No./Patent No.: 09/826,697 / 7,130,273Filed/Issue Date: 05 April 2001 / 31 October 2006Entitled: QoS TESTING OF A HARDWARE DEVICE OR A SOFTWARE CLIENTLevel 3 Communications, LLC a limited liability company of Delaware

(Name of Assignee)

(Type of Assignee: e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title, and interest

The extent (by percentage) of its ownership interest is \_\_\_\_\_ %  
 in the patent application/patent identified above by virtue of either:

- A. ☐ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

OR

- B. ☒ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: Michael Bai To: Genuity, Inc.  
 Assignment recorded in the United States Patent and Trademark Office on 11 July 2001 at Reel 011962,  
 Frame 0711.

2. From: Genuity, Inc. To: Level 3 Communications, LLC  
 The document was recorded 7.29.03 in the United States Patent and Trademark Office on at  
 Reel 014324, Frame 0285.

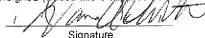
3. From: Level 3 Communications, LLC To: Level 3 Communications, Inc.  
 The document was recorded in the United States Patent and Trademark Office on 5.21.04 at  
 Reel 014653, Frame 0859.

☒ Additional documents in the chain of title are listed on a supplemental sheet.

- ☐ Copies of assignments or other documents in the chain of title are attached.

**NOTE:** A separate copy (i.e., a true copy of the original document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08.

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

  
 Signature

5/10/08  
 Date

Damon A. Rieth

720-377-0770

Printed or Typed Name

Telephone Number

Attorney for Assignee

Title

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

CONTINUATION SHEET – STATEMENT UNDER 37 CFR §3.73(b)

Application No.: 09/826,697  
Inventors: Michael Baj  
Filed: 5 April 2001

Chain of Title:

4. From Level 3 Communications, Inc. To: Level 3 Communications, LLC  
The document was recorded in the United States Patent and Trademark Office on  
3.12.07 at Reel 018989 Frame 0678.